

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARCUS R. ELLINGTON,

Plaintiff,

No. CIV S-04-0666 DFL KJM P

vs.

E. S. ALAMEIDA, et al.,

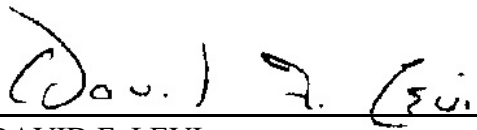
Defendants.

ORDER

On May 18, 2005, the Magistrate Judge issued an order finding service of plaintiff's amended complaint appropriate for some, but not all of the defendants named in that complaint. On December 5, 2005, plaintiff filed a request for reconsideration of that order. Local Rule 72-303(b), states "rulings by Magistrate Judges shall be final if no reconsideration thereof is sought from the Court within ten court days . . . from the date of service of the ruling on the parties." Local Rule 72-303(b). Plaintiff's request for reconsideration of the magistrate judge's order of May 18, 2005 is therefore untimely.

Accordingly, IT IS HEREBY ORDERED that plaintiff's December 5, 2005 request for reconsideration is denied.

DATED: 4/6/2006



DAVID F. LEVI
United States District Judge

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